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PTO/SB/21 (08-03)

Approved for use through 8/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

09/287,214

Filing Date

April 5, 1999

First Named Inventor

Joseph Middleton

RECEIVED

OCT 20 2004

Group Art Unit

2126

Technology Center 2100

Examiner Name

Phuong N. Hoang

Total Number of Pages in This Submission

18

Attorney Docket Number

CISCP628

ENCLOSURES (check all that apply)

Fee Transmittal Form (duplicate)

Drawing(s)

Fee Attached (\$110 check)

Licensing-related Papers

Amendment / Reply (12 pages)

Petition

After Final

Petition to Convert to a Provisional Application

Affidavits/declaration(s)

Power of Attorney, Revocation Change of Correspondence Address

Extension of Time Request (1 pg)

Terminal Disclaimer

Express Abandonment Request

Request for Refund

Information Disclosure Statement

CD, Number of CD(s) _____

Certified Copy of Priority Document(s)

After Allowance Communication to Group

Response to Missing Parts/ Incomplete Application

Appeal Communication to Board of Appeals and Interferences

Response to Missing Parts under 37 CFR 1.52 or 1.53

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

Proprietary Information

Status Letter

Return Postcard (1 page)

Other Enclosure(s) (please identify below):

Remarks The Commissioner is authorized to charge any additional fees to Deposit Account 50-1652.

In response to the Office Action mailed June 17, 2004, the period for response being extended as a result of the enclosed petition and requisite fee, please make the enclosed of record.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name

RITTER, LANG & KAPLAN LLP

Dan H. Lang Reg. No. 38,531

Signature

Date

October 14, 2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown:

October 14, 2004

Typed or printed name

Anne Currier Carr

Signature

Date

October 14, 2004

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FEE TRANSMITTAL for FY 2003

Effective 01/01/03. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

110

Complete if Known

Application Number	09/287,214
Filing Date	April 5, 1999
First Named Inventor	Joseph Middleton
Examiner Name	Phuong N. Hoang
Group Art Unit	2126
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OCT 20 2004

Technology Center 2100

METHOD OF PAYMENT (check all that apply)

Check Credit Card MoneyOrder Other None

Deposit Account:

Deposit Account Number

50-1652

Deposit Account Name

Ritter, Lang & Kaplan LLP

The Commissioner is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) during the pendency of this application
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1001	770	2001	385
1002	340	2002	170
1003	530	2003	265
1004	770	2004	385
1005	160	2005	80
		Utility filing fee	
		Design filing fee	
		Plant filing fee	
		Reissue filing fee	
		Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Claims	Extra	Fee from below	Fee Paid
Total Claims	33	-33**	= 0	X =
Independent Claims	5	-5**	= 0	X =
Multiple Dependent			X =	

Fee Description			
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1202	18	2202	9
1201	86	2201	43
1203	290	2203	145
1204	86	2204	43
1205	18	2205	9
SUBTOTAL (2)		(\$0)	

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Fee (\$)	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65		Surcharge - late filing fee or oath	
1052	50	2052	25		Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130		Non-English specification	
1812	2,520	1812	2,520		For filing a request for reexamination	
1804	920*	1804	920*		Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*		Requesting publication of SIR after Examiner action	
1251	110	2251	55		Extension for reply within first month	110
1252	420	2252	210		Extension for reply within second month	
1253	950	2253	475		Extension for reply within third month	
1254	1,480	2254	740		Extension for reply within fourth month	
1255	2,010	2255	1,005		Extension for reply within fifth month	
1401	330	2401	165		Notice of Appeal	
1402	330	2402	165		Filing a brief in support of an appeal	
1403	290	2403	145		Request for oral hearing	
1451	1,510	1451	1,510		Petition to institute a public use proceeding	
1452	110	2452	55		Petition to revive – unavoidable	
1453	1,330	2453	665		Petition to revive – unintentional	
1501	1,330	2501	665		Utility issue fee (or reissue)	
1502	480	2502	240		Design issue fee	
1503	640	2503	320		Plant issue fee	
1460	130	1460	130		Petitions to the Commissioner	
1807	50	1807	50		Petitions related to provisional applications	
1806	180	1806	180		Submission of Information Disclosure Stmt	
8021	40	8021	40		Recording each patent assignment per property (times number of properties)	
1809	770	2809	385		Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385		For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385		Request for Continued Examination (RCE)	
1802	900	1802	900		Request for expedited examination of a design application	
Other fee (specify) _____						
*Reduced by Basic Filing Fee Paid					SUBTOTAL (3)	(\$110)

SUBMITTED BY

Complete if applicable

Name (Print/Type)	Dan H. Lang	Registration No. (Attorney/Agent)	38,531	Telephone	(408) 446-8690
Signature				Date	October 14, 2004

WARNING Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimate to take 12 minutes to complete, including gathering, preparing, and submitting this completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.